



City Council Agenda

Council President
Tom Boyajian

Councilmembers

Garry Bredefeld, Acting Council President
Chris Mathys,
Henry Perea

Sal Quintero
Daniel Ronquillo
Ken Steitz

City Manager
Jeffrey M. Reid

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, APRIL 25, 2000

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON (www.ci.fresno.ca.us). THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.

8:30 A.M.

JOINT MEETING WITH THE REDEVELOPMENT AGENCY

Approve Agency minutes of April 11, 2000

Action Taken:

GENERAL ADMINISTRATION

- A. * Council and Agency consideration and action regarding Administration of Redevelopment Housing Set-Aside Funds - Chair Ronquillo and Council President Boyajian

Action Taken:

- B. Consideration of Centre City Development Committee Report (*Council and Agency action*)

Action Taken:

8:30 A.M.

JOINT MEETING WITH THE REDEVELOPMENT AGENCY CONTINUED

GENERAL ADMINISTRATION

- C. Recommend approval of the negotiated agreements designed to address affordable housing needs using tax increments 20% housing set aside funds for the Southwest Fresno General Neighborhood Renewal Area and general area funds for: *(Council and Agency action)*
1. construction of two (2) homes on Assessor's Parcel No. 467-163-18 at Mono and "C" Streets and an additional three (3) homes and rehabilitation of one (1) home in the same vicinity of Southwest Fresno by Neighborhood Opportunities for Affordable Housing, Inc.;
 2. rehabilitation of 150 homes and the construction of eleven (11) infill houses in the Southwest Fresno General Neighborhood Renewal Areas designated on the map attached as Exhibit "A" by the Housing Authority for the City of Fresno;
 3. construction of six (6) houses on Assessor's Parcel Numbers 453-052-03 and 453-051-06 north of the intersection of N. Eleventh Street and E. Home Avenue by Neighborhood Opportunities for Affordable Housing, Inc.; and
 4. a minor housing rehabilitation program in the neighborhood near the six-home development north of the intersection of N. Eleventh Street and E. Home Avenue by the Department of Housing and Neighborhood Revitalization, City of Fresno
- Action Taken:**
- D. Consider Owner Participation Agreement (OPA) request and direct staff to proceed with negotiation for an OPA between Fresno Redevelopment Agency and Buzz Oates Real Estate, property located at 2885 S. Elm, on the southeast corner of S. Elm and W. Annadale Avenues *(Agency action)*
- Action Taken:**

GENERAL CONSENT CALENDAR

- E. Consider approval of the Annual Report of the Redevelopment Agency of the City of Fresno for Fiscal Year 1998-1999 *(Council and Agency)*
- Action Taken:**

RECESS TO 2:00 P.M. - JOINT CLOSED SESSION WITH THE REDEVELOPMENT AGENCY

9:00 A.M. COUNCIL ROLL CALL

Invocation by Pastor Steve Laird of the Sunnyside Church

Pledge of Allegiance to the Flag

Proclamation of “VETERANS APPRECIATION MONTH”

Proclamation of “ELDER ABUSE PREVENTION AWARENESS MONTH”

Proclamation of “CLEAN AIR MONTH”

Proclamation of “ARBOR DAY”

Proclamation of “VOLUNTEER RECOGNITION MONTH”

Proclamation of “YOUTH APPRECIATION WEEK”

Proclamation of “FAIR HOUSING MONTH” - Council President Boyajian

Resolution of Commendation to Deran Kolgian - Councilmember Mathys

Resolutions of Commendation to Starr Elementary School Student Body Officers and Classroom Representatives - Councilmember Mathys

Proclamation of “KERN STREET COFFEE COMPANY DAY” - Councilmember Ronquillo

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA. FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve minutes of April 11, 2000

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

9:15 A.M. Presentation by Cal Trans regarding “Excellence in Transportation” - Acting President Bredefeld

****ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED
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9:45 A.M. Explanation by Tree Fresno and Parks, Recreation and Community Services as to why the median islands are not being maintained on the corridor of Ventura and Kings Canyon Road - Councilmember Quintero

Action Taken:

10:00 A.M. Presentation of Employee Service Awards (*Reception immediately following - 2nd floor foyer*)

Action Taken:

11:00 A.M. **HEARING** to name the Dante/Alluvial Park the “Deran Koligian Park” - Councilmember Mathys

Action Taken:

11:15 A.M. **HEARING** regarding Airport Expansion Project:

A. * **RESOLUTION** - 97th amendment to AAR No. 99-181 appropriating \$48,365,200 for the Airport Expansion Project, defeasance of the 1995 Airports Bonds, and payment of the capitalized interest on the Airports 2000 Revenue Bonds to the trustee
(*Requires 5 affirmative votes*)

Action Taken:

B. Award contract for Fresno International Airport Terminal Area Development, Airside and Landside Project

Action Taken:

C. **RESOLUTION** - Adopting and approving an airport rates and charges methodology and proposed rates and charges for the Fresno Yosemite International Airport and other matters related hereto

Action Taken:

D. **RESOLUTION** - Authorizing and approving the issuance of not to exceed \$45,000,000 aggregate principal amount of City of Fresno Airport Revenue Bonds, Series 2000, approving the forms of and directing the execution of the Indenture of Trust pursuant to which such bonds are to be issued, and other documents in connection with the issuance and sale of such bonds, approving the report of the airport consultant in connection with the issuance of such bonds, approving the form of and directing the execution of the Escrow Deposit Agreement relating to the defeasance of the City of Fresno Airport Revenue Bonds, refunding Series 1995 from surplus Airport revenues, and authorizing certain other matters, related documents and actions

Action Taken:

****ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

11:30 A.M. HEARING regarding Landfill Closure Project:

- A. * **RESOLUTION** - 96th amendment to AAR No. 99-181 appropriating \$2,129,000 for costs related to the closure of Fresno Sanitary Landfill and acquisition of solid waste containers
(Requires 5 affirmative votes)
Action Taken:
- B. Award a contract for closure of the Fresno sanitary landfill and construction of a Regional Park/Sports Complex
Action Taken:
- C. **RESOLUTION** - Authorizing and approving the issuance of not to exceed \$22,000,000 aggregate principal amount of City of Fresno Solid Waste System Revenue Bonds, approving the forms of and directing the execution of the Indenture of Trust and Official Notice of Sale related to the bonds, approving publication of a Notice of Intention to Sell, approving a Preliminary Official Statement, authorizing the execution of a Final Official Statement, authorizing the defeasance of certain outstanding bonds and the execution and delivery of an Escrow Agreement relating thereto and authorizing certain other matters, related documents and actions

2:00 P.M.#1 **CLOSED SESSION**

- A. **CONFERENCE WITH LABOR NEGOTIATOR** - Government Code Section 54957.6
City Negotiator(s): Jeffrey M. Reid, Andrew T. Souza, Jorge Aguiniga
Employee Organization(s): FCEA MOU Extension (Councilmember Ronquillo)
Action Taken:
- B. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** - Government Code Section 54956.9, Subdivision (a)
 - 1. **Case Name:** Violet Smith v. City of Fresno, et al.
 - 2. **Case Name:** Nottoli CMC v. City of Fresno
 - 3. **Case Name:** Scout Island v. City of Fresno (Councilmember Mathys)
 - 4. **Case Name:** Fresno City Employees Association v. City of Fresno; City Council, City of Fresno, Jeffrey M. Reid, City Manager, City of Fresno; Yvonne Quiring, Director Department of Housing and Neighborhood Revitalization, City of Fresno
 - 5. **Case Name:** Fresno City Employees Association v. City of Fresno, Jeffrey M. Reid, City Manager, Chief Administrative Officer, City of Fresno; Andrew T. Souza, Director of Administrative Services, City of Fresno; Ron Primavera, Director of Parks, Recreation and Community Services Department, City of Fresno
Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

2:00 P.M.#1 **CLOSED SESSION CONTINUED**

- C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -**
Government Code Section 54956.9, Subdivision (b)
Significant Exposure to Litigation:
1. Claim of Israel Clark
Action Taken:

2:00 P.M.#2 **JOINT CLOSED SESSION WITH THE REDEVELOPMENT AGENCY**

- D. CONFERENCE WITH REAL PROPERTY NEGOTIATOR -** Government Code
Section 54956.8
Property: Property bounded by N. Clark, E. McKenzie, N. Fresno and E. Divisadero

Negotiating
Parties: City of Fresno, Redevelopment Agency, Community Medical Centers

Under
Negotiation: Price, terms of payment, and other terms of conveyance
Action Taken:

2:00 P.M.#3 **DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)**

- 3:30 P.M. * BILL NO. B-30 - (Intro. 4/11/00) (For adoption) -** Amending Section 9-77802 to the Fresno
Municipal Code relating to the sale, use, and discharge of safe and sane fireworks for the July 4th
Independence Day celebration
Action Taken:

4:00 P.M. HEARING to consider Site Plan S-99-178

Action Taken:

- A.** Consider Environmental Assessment/Mitigated Negative Declaration No. S-99-178
Action Taken:
B. Consider Site Plan Review Application No. S-99-178, a proposal to operate a vehicle transit
storage yard on 0.37 acres located on the northwest corner of W. McKinley and N. Woodson
Avenues
Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

- 5:00 P.M. CONTINUED HEARING** to consider Plan Amendment Application No. A-99-03, Rezoning Application No. R-99-06 and environmental findings, filed by Roger E. Petersen, for 18.23 acres of real property located at the southeast corner of N. Palm and W. Herndon Avenues
- A. Consider Environmental Assessment/Mitigated Negative Declaration No. A-99-03, R-99-06
Action Taken:
- B. **RESOLUTION** - Amending the Bullard Community Plan
Action Taken:
- C. **BILL** - Amending the Official Zone Map to rezone from the R-A zone district to the C-2/EA (10.77) acres) and the C-P/EA (7.46 acres) zone districts
Action Taken:

- 5:10 P.M. WORKSHOP** relating to downtown parking meters
Action Taken:

1A. GENERAL CONSENT CALENDAR

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.)

1. Award a contract to furnish and install de-aeration tanks and wellhead treatment improvements at Pump Stations 150 and 151
Action Taken:
2. Award a contract for installation of 8" and 12" water mains in E. Stewart, Mesa, Calimyrna, Bullard, and N. Blackstone Avenues
Action Taken:
3. Award a contract for installation of access structures wastewater collection system Ashlan, Ventura, Eighth and East Avenues
Action Taken:
4. Award a contract for Shaw median island ground preparation and installation of irrigation facilities (Blackstone to Maple Avenues)
Action Taken:
5. **RESOLUTION** - Declaring the results of the primary election held within the City of Fresno on March 7, 2000
Action Taken:
6. Approve assignment of agreement to provide automated teller machines in Selland Arena and authorize the City Manager to execute the approved agreement for the City

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

Action Taken:

1A. GENERAL CONSENT CALENDAR CONTINUED

7. Authorize the City to (1) acquire a color photo minilab; and (2) arrange for three (3) year financing thereof under the existing master Equipment Lease-Purchase Agreement with Pitney Bowes Credit Corporation
Action Taken:
8. **RESOLUTION** - Dedicating City-owned property for public street purposes, property located on the south side of Commerce Avenue east of Maple Avenue
Action Taken:
9. **RESOLUTION** - Dedicating certain City-owned property for public street purposes, property located on the northwest corner of Chestnut and Lane Avenues
Action Taken:
10. Approve extension of Temporary Use Permit issued by the City of Fresno to Skywest Airlines, Inc. to continue occupancy of premises at Fresno Yosemite International Airport (FYI)
Action Taken:
11. Approval of a five (5) year contract with MCI Worldcom for T-1, PRI, DID, long distance and other related communications services and equipment
Action Taken:
12. Approve Cooperative Agreements with the State of California for: (1) relinquishment of Shaw Avenue from State Route 41 to State Route 168; (2) relinquishment of Ventura/Kings Canyon Road from State Route 99 to Chestnut Avenue; (3) State detour on Ashlan Avenue from State Route 168 to Cedar and Cedar Avenue from Ashlan to Shaw Avenues; and (4) State detour on Chestnut Avenue from State Route 180 to Kings Canyon Road
Action Taken:
13. **RESOLUTION** - Approving the Final Map of Tract No. 4855, Phase I of Vesting Tentative Map No. 4855/UGM 615 located on W. Spruce Avenue between N. Adoline and N. Thorne Avenues. Phase 1 is a 15-lot, single-family residential subdivision on approximately 2.79 acres to be developed at a density of 5.4. units per acre
Action Taken:
14. **RESOLUTION** - Approving cancellation fee related to the partial cancellation of Agricultural Land Conservation Contract No. 8 for a 29.7-acre parcel located on the east side of S. Orange Avenue between E. North and E. Central Avenues
Action Taken:
15. **RESOLUTION** - In support of the new “Measure C” workshop alternative
Action Taken:
16. Approve proposed lease of 1231 Van Ness Avenue with 20th Century Elks Lodge
Action Taken:

****ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***

1B. **CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

- A. Approve appointment of Faye Baney to serve as the Resident Representative and Nancy Pitman to serve as the Resident Alternative of the Mobilehome Rent Review Commission - Mayor Patterson
(For adoption)
Action Taken:
- B. Approve reappointment of Jim Cotton and Martha Villafan to the Housing Authority Board - Mayor Patterson
(For adoption)
Action Taken:
- C. * **BILL - (For introduction and adoption)** - Amending Subsection (a) of Section 4-504 and Subsection (a) of Section 4-505 of the Fresno Municipal Code, relating to local sales and use taxes
Action Taken:
- D. Report on requested alternatives analysis related to the relocation of Flood Control Basin "T" located in the vicinity of The GAP, Inc., Pacific Distribution Center Project; and
Action Taken:
1. Approval by City Council of an amendment to the Purchase Agreement between The GAP, Inc. and the City of Fresno, dated September 28, 1999, with authority to insert property descriptions at the time of execution
Action Taken:

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Proposed appointment of Gary Timan Vigen to the Tower District Review Committee - Council President Boyajian
(For introduction)
Action Taken:
- B. * **RESOLUTION** - 93rd amendment to AAR No. 99-181 appropriating \$800 of District 5's general fund infrastructure budget to fund the Police Trading Card Program coordinated by the Winery Apartments - Councilmember Quintero
(Requires 5 affirmative votes)
Action Taken:
- C. * **RESOLUTION** - 95th amendment to AAR No. 99-181 appropriating \$100 of District 2's general fund

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

infrastructure budget to fund Lincoln Elementary School trip to Iowa for Odyssey of the Mind World Competition - Councilmember Mathys (*Requires 5 affirmative votes*)

Action Taken:

5. **CITY COUNCIL ITEMS CONTINUED**

- D. Direct City Attorney to file a lawsuit in Federal Court on behalf of the City of Fresno to request an injunction to postpone President Clinton's move to expand the Sequoia National Monument - Councilmember Mathys

Action Taken:

- E. Direct City Attorney to prepare ordinance relating to increase in compensation for Councilmembers which is consistent with compensation given to Fresno County Board of Supervisors - Council President Boyajian and Acting President Bredefeld

Action Taken:

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

May	2 -	9:00 A.M.	Presentation of P.R.I.D.E. Team Certificates for the Spring Quarter
May	9 -	9:30 A.M.	HEARING re: P.A. No. A-99-37, Rezone Appl. No. R-99-52, filed by Howe Electric
May	9 -	10:00 A.M.	RESOLUTION supporting existing Freeway 41 as East-West Corridor Alternative - Councilmember Ronquillo
May	16 -	9:30 A.M.	HEARING re: 4-Year Consolidated Plan
May	23 -	9:30 A.M.	HEARING re: P.A. No. A-00-01, Rezone Appl. No. R-00-03, filed by David Ruschhauph
May	23 -	9:45 A.M.	HEARING re: T.A. No. 00-01 relating to fences in front yard
June	6 -	9:30 A.M.	HEARING re: CFD No. 2, Annexation No. 21, Tract No. 4314
June	6 -	9:45 A.M.	HEARING re: P.A. No. A-99-36, Rezone Appl. No. R-99-51, filed by George Adams

**ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION*

June 20 - 9:30 A.M. HEARING re: P.A. No. A-99-31, Rezone Appl. No. R-99-46, filed by Edwin and Norma Lobe

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***